



VIA HAND DELIVERY NOVEMBER 1, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

NOV 05 2001

RECEIVED

Application of: HE et al.

Application Serial No.: 09/613,508

Art Unit: 1653

Filed: July 10, 2000

Examiner: Bugaisky, G.

Title: **Interleukin-1 β Converting Enzyme
Like Apoptosis Protease-3 and 4**

Attorney Docket No.: PF140P1D1

#5/A
JM
11/8/01

**AMENDMENT AND PROVISIONAL ELECTION WITH TRAVERSE
UNDER 37 C.F.R. § 1.143**

Commissioner For Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 1, 2001, please enter the following amendments and consider the provisional election, with traverse, and additional remarks below. Applicants submit concurrently herewith (a) a Fee Transmittal, with appropriate fee(s); and (b) an Information Disclosure Statement, Form PTO/SB/08, and copies of references AA-BW. Please amend the application as follows.

In the claims:

Please cancel claims 1-9, 12, 13-17, and 19.

Please add the following new claims:

21. (New) An isolated nucleic acid molecule comprising a polynucleotide selected from the group consisting of:

(a) a polynucleotide encoding amino acid residues 1 to 303 of SEQ ID

NO:2;

(b) a polynucleotide encoding amino acid residues 2 to 303 of SEQ ID

NO:2;

11/02/2001 CCHAU1 00000003 083425 09613508

01 FC:103 2628.00 CH
02 FC:102 336.00 CH

11/08/2001 JHASON
01 FC:102
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